

WHITNEY NICOLE SHAFFER,

Plaintiff,

v.

JAMES C. GAITHER,

Defendant.

THIS MATTER is before the Court on Defendant’s respective “Motion[s] to Dismiss” in his official and individual capacities (documents ##17 and 22) and Plaintiff’s “Consent Motion to File an Amended Complaint” (document #27).

This matter has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1), and these Motions are now ripe for the Court's determination.

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It is well settled that an amended pleading supersedes the original pleading, and that motions directed at superseded pleadings are to be denied as moot. Young v. City of Mount Ranier, 238 F. 3d 567, 573 (4th Cir. 2001) (amended pleading renders original pleading of no effect); Turner v. Kight, 192 F. Supp. 2d 391, 397 (D. Md. 2002) (denying as moot motion to dismiss original complaint on grounds that amended complaint superseded original complaint).

IT IS HEREBY ORDERED that:


1. Plaintiff's "Consent Motion to File an Amended Complaint" (document #27) is **GRANTED**. Plaintiff shall file her amended complaint within fifteen days of this Order.

2. Defendant's "Motion[s] to Dismiss" (documents ##17 and 22) are **DENIED** administratively as moot without prejudice.

3. The Clerk is directed to send copies of this Order to the parties' counsel; and to the Honorable Max O. Cogburn, Jr.

SO ORDERED.

Signed: September 22, 2014



David S. Cayer
United States Magistrate Judge

